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In re Application of :
DAVIDSON, Beverly L. *et al* :
Application No.: 10/522,954 :
PCT No.: PCT/US03/16887 :
Int. Filing Date: 26 May 2003 :
Priority Date: 05 August 2002 :
Attorney's Docket No.: 17023-045US2/03054 :
For: ALLELE-SPECIFIC siRNA-MEDIATED :
GENE SILENCING :

DECISION

This application is before the Office of PCT Legal Administration for matters arising under 35 U.S.C. 371.

BACKGROUND

On 31 January 2005, applicants filed papers to enter the national stage of PCT/US03/16887 using docket number 17023-045US2/03054 which was accompanied by, *inter alia*, a preliminary amendment, fees to enter the national stage and authorization to charge any additional fees or credit any fees to Deposit Account No. 06-1050. This application was given U.S. application number 10/522,954.

On the same day, counsel filed a duplicate national stage application for PCT/US03/16887 using attorney docket number 17023-045US1/03054. The papers included another preliminary amendment and appropriate fees for the claims. This application was given U.S. application number 10/522,935.

DISCUSSION

Two Sets of Papers to Enter National Stage

As is evident from the above recited facts, two sets of papers to enter the national stage were submitted for international application PCT/US03/16887. The end result for an international application designating the United States of America is a single U.S. national stage application. Therefore, the submission of two sets of national stage papers to enter the United States was improper.

CONCLUSION

Both applications will be merged into one national stage application for PCT/US03/16887.

Applicants are advised that U.S. application No. 10/522,935 is no longer a valid U.S. National stage application. Applicants must use only U.S. application No. **10/522,954** for all correspondence to the national stage application of PCT/US03/16887. The attorney docket number is 17023-045US2/03054.

Counsel is advised that only the preliminary amendment filed under docket number 17023-045US2/03054 will be effective in the national stage of PCT/US03/16887. This amendment canceled claims 1-81 and added new claims 82-119.

The preliminary amendment filed under docket number 17023-045US1/03054 will not be considered. Applicants may file a Continuation and preliminary amendment to have these claims considered.

The \$6,250.00 in fees paid in U.S. application No. 10/522,935 have been credited back to Deposit Account No. 06-1050.

This application is being forwarded to the National Stage Processing Division of the Office of PCT Operations for continued processing.



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